

**AMENDED
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office SEP 15 2003

Returned to applicant for correction OCT 02 2003

Corrected application filed OCT 03 2003

Map filed OCT 03 2003

The applicant **HHH Investments, LLC**, hereby makes application for permission to change the **Place and Manner of Use of a portion of water heretofore appropriated under Permit 41162, Certificate 13218**

1. The source of water is **Underground**
2. The amount of water to be changed **0.1806 c.f.s., 130.8 AFA**
3. The water to be used for **Municipal**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **no change**
6. The existing permitted point of diversion is located within **SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 16, T.21 S., R. 54 E., MDB&M, or at a point from which the E $\frac{1}{4}$ corner of said Section 16 bears South 8°50' East, a distance of 1,239.0 feet**
7. Proposed place of use **SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ Section 16; SE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$ Section 17; N $\frac{1}{2}$ NE $\frac{1}{4}$ Section 21, all in T.21 S., R.54 E., MDM, which is the Service Area for Pahrump Utility Company, Inc.**
8. Existing place of use **See attached Relinquishment Table. 26.904 acres to be removed from irrigation in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ (7.75 ac.) and SW $\frac{1}{4}$ NE $\frac{1}{4}$ (19.154 ac.) Section 17, T.21 S., R.54 E., MDM**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **well, pump, motor, and municipal water distribution system**
12. Estimated cost of works **in excess of \$250,000**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **20 years**
15. Remarks: **The purpose of this application is to provide water service to 115 residential lots and 1 community facility lot (2.0 AFA) in the proposed Artesia at Hafen Ranch Ph. 3 subdivision. Upon approval of this application by the State Engineer, the 29.904 acres will be withdrawn from the supplemental permits.**

By **Bruce R. Scott, Resource Concepts, Inc.**
s/Bruce R. Scott
340 North Minnesota Street
Carson City, Nevada 89703

Compared hmv/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 41162, Certificate 13218 is issued subject to the terms and conditions imposed in said Permit 41162, Certificate 13218 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and Local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

The total combined duty of water under Permits 69248, 69249, 69694, and 70408 shall not exceed 355.75 acre-feet annually.
(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1806 cubic feet per second, but not to exceed 130.80 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

March 19, 2006

Proof of completion of work shall be filed on or before:

April 19, 2006

Water must be placed to beneficial use on or before:

March 19, 2014

Proof of the application of water to beneficial use shall be filed on or before:

April 19, 2014

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 29th day of January, A.D. 2004


State Engineer

Completion of work filed APR 15 2005
Proof of beneficial use filed _____
Cultural map filed N/A
Certificate No. _____ Issued _____



